

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**The Minutes**

**May 2, 2005**

- C046240      THE PEOPLE v. MORENO      (Not for Publication)**  
The court shall modify the judgment... As modified, the judgment is affirmed.  
BUTZ, J.  
We Concur: Davis, Acting P.J.  
Morrison, J.
- C046364      THE PEOPLE v. ROBINSON      (Not for Publication)**  
The trial court is directed to prepare an amended abstract of judgment reflecting the sentence on count 2 as running concurrently to the sentence in count 1 and to forward a certified copy of the amended abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.  
ROBIE, J.  
We Concur: Sims, Acting P.J.  
Cantil-Sakauye, J.
- C046949      THE PEOPLE v. COTE      (Not for Publication)**  
The judgment is affirmed.  
SIMS, Acting P.J.  
We Concur: Davis, J.  
Morrison, J.
- C047090      THE PEOPLE v. RABINOWITZ      (Not for Publication)**  
The conviction for violating Vehicle Code section 23104, subdivision (a), is reversed. In all other respects, the judgment is affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Blease, J.
- C048470      THE PEOPLE v. NELSON      (Not for Publication)**  
If it has not already done so, the trial court is directed to prepare an amended minute order of sentence reflecting defendant is entitled to seven days of actual custody credit plus two days of conduct credit, for a total of nine days, As modified, the judgment is affirmed.  
NICHOLSON, J.  
We Concur: Scotland, P.J.  
Morrison, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**The Minutes**

**May 2, 2005, continued**

**C047193      VISION SERVICE PLAN v. DEPARTMENT OF MANAGED HEALTH CARE**

**(Not for Publication)**

The judgment denying VSP's petition for a writ of mandate is affirmed.

RAYE, J.

We Concur:    Blease, Acting P.J.

Hull, J.

**C047518      CALIFORNIA STATE AUTOMOBILE ASSOCIATION INTER-INSURANCE  
BUREAU v. THE SUPERIOR COURT OF SACRAMENTO COUNTY and  
TWINS DEVELOPMENT, INC., et al.                      (Not for Publication)**

On the pleadings and argument before us, therefore, we grant CSAA's petition for a writ of mandate compelling the trial court to vacate its order denying the motion for summary judgment and to issue an order granting the motion as to all causes of action. The stay previously issued is vacated. The parties shall bear their own costs in this writ proceeding. (Cal. Rules of Court, rule 56(1) (2).)

RAYE, J.

We Concur:    Scotland, P.J.

Sims, J.

**May 3, 2005**

**C046837      THE PEOPLE v. CARTER                                      (Not for Publication)**

The case is remanded to the trial court to conduct the requisite competency hearing pursuant to section 1368 and to recalculate the credits without a 20 percent limitation should they ever become relevant in the future.

RAYE, Acting P.J.

We Concur:    Robie, J.

Butz, J.

**C045286      CASSIDY et al. v. GAISER                                      (Not for Publication)**

The judgment is affirmed.

MORRISON, J.

We Concur:    Scotland, P.J.

Robie, J.

**May 4, 2005**

**C046228      THE PEOPLE v. GEORGE                                      (Not for Publication)**

The judgment is affirmed.

BLEASE, Acting P.J.

We Concur:    Davis, J.

Nicholson, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**The Minutes**

**May 4, 2005, continued**

- C048151      THE PEOPLE v. BECKETT      (Not for Publication)**  
The judgment is affirmed.  
DAVIS, J.  
We Concur: Scotland, P.J.  
Butz, J.
- C046969      In re A.R. et al.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND  
HUMAN SERVICES v. N.N. et al.      (Not for Publication)**  
The order denying Father's section 388 petition is affirmed. The orders  
terminating Mother's and Father's parental rights are affirmed.  
HULL, J.  
We Concur: Davis, Acting P.J.  
Raye, J.
- C047325      In re KASEY C.; THE PEOPLE v. KASEY C.      (Not for Publication)**  
The Sacramento County Juvenile Court's order dated June 16, 2004,  
requiring the minor, his parent and Stephen B. to pay, jointly and severally,  
restitution of \$3,000 is reversed. The matter is remanded to the juvenile court to  
hold another restitution hearing.  
BUTZ, J.  
We Concur: Hull, Acting P.J.  
Robie, J.
- C047850      In re G.M.; SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND  
HUMAN SERVICES v. SUZANNE R., as guardian ad litem, etc.  
BY THE COURT:**  
Respondent's petition for rehearing is denied.  
SCOTLAND, P.J.

**May 5, 2005**

- C045059      THE PEOPLE v. SMITH      (Not for Publication)**  
The judgment is affirmed.  
BLEASE, Acting P.J.  
We Concur: Nicholson, J.  
Hull, J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
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**The Minutes**

**May 5, 2005, continued**

- C045721      THE PEOPLE v. HEIDER      (Not for Publication)**  
The judgment is affirmed.  
CANTIL-SAKAUYE, J.  
I concur: Morrison, J.  
I concur in the majority opinion...  
Scotland, P.J.
- C046343      THE PEOPLE v. MEEDER      (Not for Publication)**  
The judgment is affirmed.  
DAVIS, J.  
We Concur: Sims, Acting P.J.  
Raye, J.
- C047339      SCALF v. D.B. LOG HOMES, INC.      (CERTIFIED FOR PUBLICATION)**  
The judgment is reversed. The cause is remanded...  
BUTZ, J.  
We Concur: Hull, Acting P.J.  
Robie, J.

**May 6, 2005**

- C046334      In re MALCOLM B.; THE PEOPLE v. MALCOLM B.      (Not for Publication)**  
The judgment is affirmed.  
BLEASE, Acting P.J.  
We Concur: Nicholson, J.  
Hull, J.